

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

|                       |   |                                   |
|-----------------------|---|-----------------------------------|
| Visto Corporation,    | § |                                   |
|                       | § |                                   |
| Plaintiff,            | § |                                   |
| vs.                   | § | Civil Action No. 2:05-CV-546 (DF) |
|                       | § |                                   |
| Microsoft Corporation | § | <b><u>JURY DEMANDED</u></b>       |
|                       | § |                                   |
| Defendant.            | § |                                   |
|                       | § |                                   |

**DEFENDANT MICROSOFT CORPORATION'S  
AGREED MOTION FOR EXTENSION OF MEDIATION DEADLINE**

COMES NOW, Defendant seeking the Court's permission for an extension of time for the Parties to conduct Mediation from July 31, 2007 to September 14, 2007.

This modification is not being sought for the purpose of delay, but only to give the Parties additional time to prepare for the Mediation. Counsel for Plaintiff Visto Corporation have agreed to this motion.

WHEREFORE, Defendant respectfully pray that the Court grant this Motion and permits the extension of time for the Parties to conduct Mediation from July 31, 2007 to September 14 2007.

DATED: July 27, 2007

By: /s/David J. Healey

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**COUNSEL FOR MICROSOFT  
CORPORATION**

**CERTIFICATE OF CONFERENCE**

Counsel for Defendant Microsoft Corporation has discussed the above Motion with Counsel for Plaintiff Visto Corporation on July 26, 2007 and Plaintiffs' counsel has indicated they are in agreement with this Motion.

/s/ David Healey

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a) on this 27th day of July, 2007. As of this date, all counsel of record have consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system under Local Rule CV-5(a)(3)(A).

/s/ Sean Mills